



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/576,474	04/20/2006	Jan Swerup	PS02 0184WO1	6076

58561 7590 01/13/2010
HARRITY & HARRITY, LLP
11350 RANDOM HILLS ROAD
SUITE 600
FAIRFAX, VA 22030

EXAMINER

JAMAL, ALEXANDER

ART UNIT	PAPER NUMBER
----------	--------------

2614

MAIL DATE	DELIVERY MODE
-----------	---------------

01/13/2010

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Response to Arguments

1. Applicant's arguments have been fully considered but they are not persuasive.

As per applicant's arguments concerning the 112 rejection, the examiner notes that the final rejection was made based on the prior art rejection. The 112 rejection was made based specifically on applicant's arguments that the cited prior art transmission format is not the same as the claimed format. Clarification of applicant's claimed terminology as enabled by the specification is requested.

As per applicant's arguments concerning the final rejection of the dependant claims, the examiner notes that the claims all depend from claim 1 which was amended so as to require further search and consideration.

As per applicant's arguments concerning the 'transmission format' and 'message type', the examiner notes that both terms are very broad and have very different meaning depending upon the situation they are being used in. The examiner has given a reasonably broad reading to both terms. An email without an attachment is sent with a different transmission format than an email with an attachment. The examiner notes that the broadly claimed 'transmission format' can be read as any layer of signaling protocol.

As per applicant's arguments concerning claim 17, the examiner again notes the claim language of claim 17.

As per applicant's arguments concerning the message type, the examiner again notes that applicant has not defined the specific level or layer of protocol being referring to in the signaling. The prior art specifically discloses complex message types may be

Art Unit: 2614

formed via a single interface to the user. Likewise the specific layer or protocol must be known in order for a 'transmission format' to be chosen. An email with an attachment has to be processed differently than an email without one. The attachment must be formatted to fit into whatever protocol is to be used to transmit the signal to the next processing stage. The transmission format may be read as any combination of steps from this process.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Alexander Jamal whose telephone number is 571-272-7498, and whose email address is alexander.jamal@uspto.gov

The examiner can usually be reached on M-F 8AM-5PM.

If attempts to reach the examiner by telephone or email are unsuccessful, the examiner's supervisor, Curtis A Kuntz can be reached on 571-272-7499.

The fax phone numbers for the organization where this application or proceeding is assigned are **571-273-8300** for regular communications and **571-273-8300** for After Final communications.

/Alexander Jamal/

Primary Examiner, Art Unit 2614

Examiner Alexander Jamal

January 14, 2010

Application/Control Number: 10/576,474

Page 4

Art Unit: 2614